

IN THE PROBATE COURT OF SHELBY COUNTY, TENNESSEE

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RITA CLARK, Assessor of Property  
for Shelby County, Tennessee,

Petitioner,

v.

No. C-914

DAVID LILLARD, Chairman of the  
Shelby County Board of Commissioners,  
SHELBY COUNTY BOARD OF  
COMMISSIONERS, and A C WHARTON,  
Mayor of Shelby County, Tennessee,

Respondents.

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AMENDED CONSENT ORDER ON PETITION FOR  
AUTHORIZATION TO EMPLOY PERSONNEL AND PAY SALARIES  
IN THE OFFICE OF THE SHELBY COUNTY ASSESSOR OF PROPERTY

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This cause first came to be heard upon the written and sworn Petition of RITA CLARK, Assessor of Property of Shelby County, Tennessee, and the Court entered the original Consent Order for Fiscal Year 2009 (July 1, 2008 to June 30, 2009). In September 2008, CHEYENNE JOHNSON succeeded RITA CLARK as the next Shelby County Property Assessor. After taking office, CHEYENNE JOHNSON sought to adjust some of the job classifications and salaries approved in the original Consent Order. The parties consulted regarding these adjustments, and agreed to amend the original Consent Order to reflect those adjustments effective beginning September 1, 2008, through June 30, 2009.

It appearing to the Court that the Parties have agreed to a resolution of this matter, and that the maximum salaries of the County Assessor employees should be set as shown in the attached

Exhibit 1 from July 1, 2008 through August 31, 2008; and set as shown in the attached Exhibit 2 from September 1, 2008 through June 30, 2009, in that the Parties agree that such compensation is appropriate.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court, that the Petitioner is authorized and empowered to employ and pay her clerks, deputies, and assistants the salaries listed in Exhibit 1 until August 31, 2008; and the salaries listed in Exhibit 2 from September 1, 2008 through June 30, 2009, attached hereto and incorporated herein by reference, which salaries are consistent with the provisions of the Fair Labor Standards Acts of 1938, as amended in 1974, and all applicable state and federal equal employment opportunity statutes, and within the budget appropriation for the Shelby County Assessor's Office for the relevant periods.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court, that the Petitioner is authorized and empowered to employ certain temporary employees not to exceed 25 as from time to time may be necessary in her discretion, and to pay such temporary employees salaries not to exceed A step of the classification grade for the position being hired.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court, that the Petitioner is authorized and empowered to employ and to pay out of the budget of her office the salaries of any additional employees, if such additional employees are authorized by resolution of the Shelby County Commission at any time during Fiscal Year 2009 (July 1, 2008 to June 30, 2009) such salaries to be within the 2008-2009 budget appropriation for the Shelby County Assessor's Office.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court, that the Petitioner is authorized and empowered to make necessary reclassifications, equity, promotion and probationary salary adjustments of current salaries and position and probationary salary adjustments

to current salaries and position titles as approved in this petition, that are within the 2008-2009 budget appropriation for the Shelby County Assessor's Office.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all salaries shall be in compliance with the 2008-2009 Shelby County Salary Policy, the Personnel Policy (Personnel Management Systems, Volumes I and II) as approved by the Civil Service Merit Board and the Board of County Commissioners; and that the Petitioner is authorized and empowered to make the necessary reclassifications, equity, promotion and probationary salary adjustments to current salary policies and position titles in compliance with said policies, and the Hiring Freeze Resolution of January 26, 2009.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court, that Petitioner is authorized and empowered to pay out of the budget of her office premiums due on hospitalization insurance, major medical coverage, group life insurance, on-the-job injury medical insurance, and unemployment compensation insurance, for the employees of her office in accordance with the schedule of fees as set from time to time by the Shelby County Board of Commissioners.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court, that Petitioner is authorized and empowered to contribute from the budget of her office to the Pension and Retirement System of Shelby County for the benefit of her employees at the rate established by the County Commission.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court, that Petitioner is authorized and empowered to contribute from the budget of her office to Social Security and Medicare (MQFE), for the benefit of her employees at the rate established by the County Commission for each employee in her office who is required to make such MQFE payments, and for the benefit of the deputies and assistants in her office.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court, that the Petitioner shall pay all salaries not to exceed the personnel funds budgeted by the Shelby County Board of Commissioners.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court, that Petitioner is authorized and empowered to pay out of the budget of her office for the salaries and fringe benefits of the County Tax Assessor of Shelby County, Tennessee.

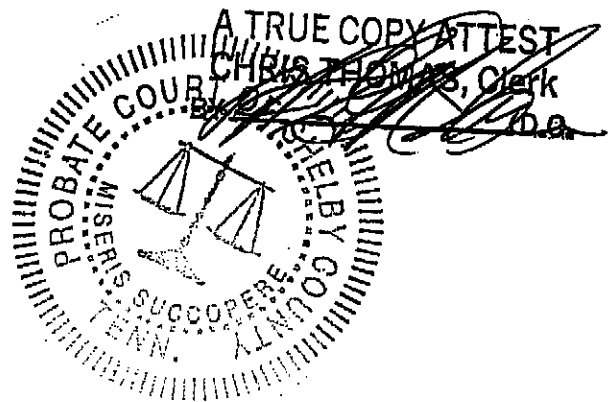
IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court, that this cause be retained in Court for such other and further orders and decrees as may from time to time be necessary.

**ROBERT BENHAM**

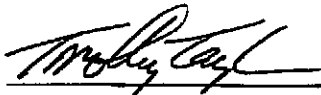
JUDGE ROBERT BENHAM

**APR 02 2009**

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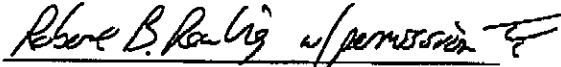


APPROVED:



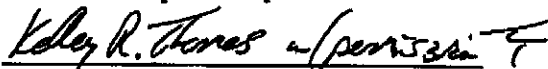
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Attorneys for Respondents

**FY 2009 Salary Petition  
Assessor of Property Office**

POS #	TITLE	FY 2008 MONTHLY SALARY	FY 2009 MONTHLY SALARY
890684	ADMIN A	\$6,897.96	\$6,897.96
861140	ADMIN B	\$7,150.46	\$7,150.46
861631	MANAGER A	\$6,257.14	\$6,257.14
862522	ADMIN B	\$5,075.28	\$5,075.28
890300	ADMINISTRATIVE ASST	\$5,887.98	\$5,887.98
001214	ATTORNEY	\$6,257.14	\$6,257.14
861638	CHIEF ADMINISTRATOR	\$8,243.18	\$8,243.18
860357	CHIEF EXEC SECRE	\$3,451.94	\$3,451.94
940062	CHIEF EXEC SECRE	\$3,295.04	\$3,295.04
861082	DEPUTY ADMIN A	\$6,768.34	\$6,768.34
890680	DEPUTY ADMIN B	\$6,571.20	\$6,571.20
890690	MANAGER A	\$5,924.06	\$5,924.06
900526	MANAGER A	\$6,719.74	\$6,719.74
880330	MANAGER C	\$4,252.08	\$4,252.08
861958	ASSESSOR ACCOUNTING	\$4,001.00	\$4,001.00
863457	PAS A	\$4,557.68	\$4,557.68
890678	PAS C	\$3,290.96	\$3,290.96
002015	MISCELLANEOUS TEMP	\$ 12.01/hr	\$ 12.01/hr
080787	MISCELLANEOUS TEMP	\$ 12.01/hr	\$ 12.01/hr
080788	MISCELLANEOUS TEMP	\$ 12.01/hr	\$ 12.01/hr
080789	MISCELLANEOUS TEMP	\$ 12.01/hr	\$ 12.01/hr
080790	MISCELLANEOUS TEMP	\$ 12.01/hr	\$ 12.01/hr
080791	MISCELLANEOUS TEMP	\$ 19.26/hr	\$ 19.26/hr
080792	MISCELLANEOUS TEMP	\$ 12.01/hr	\$ 12.01/hr
080793	MISCELLANEOUS TEMP	\$ 12.01/hr	\$ 12.01/hr
080794	MISCELLANEOUS TEMP	\$ 12.01/hr	\$ 12.01/hr
080795	MISCELLANEOUS TEMP	\$ 12.01/hr	\$ 12.01/hr
080796	MISCELLANEOUS TEMP	\$ 12.01/hr	\$ 12.01/hr

**No Salary Increase for FY 2009**

7/29/08



**FY 2009 Salary Petition  
Assessor of Property Office**

POS #	TITLE	FY 2008 MONTHLY SALARY	FY 2009 MONTHLY SALARY
890684	ADMIN A	\$6,897.96	\$6,897.96
861140	ADMIN B	\$7,150.46	\$7,150.46
861631	MANAGER A	\$6,257.14	\$6,257.14
862522	ADMIN B	\$5,075.28	\$5,075.28
890300	ADMINISTRATIVE ASST	\$5,887.98	\$5,887.98
001214	ATTORNEY	\$6,257.14	\$6,257.14
861638	CHIEF ADMINISTRATOR	\$8,243.18	\$8,243.18
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861082	DEPUTY ADMIN A	\$6,768.34	\$6,768.34
890680	DEPUTY ADMIN B	\$6,571.20	\$6,571.20
890690	MANAGER A	\$5,924.06	\$5,924.06
900526	MANAGER A	\$6,719.74	\$6,719.74
880330	MANAGER C	\$4,252.08	\$4,252.08
890681	MANAGER B		\$5,196.66
861958	COMMUNITY RELATIONS & STAFFING MGR	\$4,001.00	\$5,000.00
863457	APPEALS COORDINATOR	\$4,557.68	\$5,057.66
890678	COMMUNITY OUTREACH COORDINATOR	\$3,290.96	\$3,290.96
002015	CLERK A TEMP	\$ 12.01/hr	\$ 12.01/hr
080787	CLERK A TEMP	\$ 12.01/hr	\$ 12.01/hr
080788	CLERK A TEMP	\$ 12.01/hr	\$ 12.01/hr
080789	CLERK A TEMP	\$ 12.01/hr	\$ 12.01/hr
080790	CLERK A TEMP	\$ 12.01/hr	\$ 12.01/hr
080791	CLERK A TEMP	\$ 19.26/hr	\$ 19.26/hr
080792	CLERK A TEMP	\$ 12.01/hr	\$ 12.01/hr
080793	CLERK A TEMP	\$ 12.01/hr	\$ 12.01/hr
080794	CLERK A TEMP	\$ 12.01/hr	\$ 12.01/hr
080795	CLERK A TEMP	\$ 12.01/hr	\$ 12.01/hr
080796	CLERK A TEMP	\$ 12.01/hr	\$ 12.01/hr

**No Salary Increase for FY 2009**

2/16/09

